

2003 DRAFTING REQUEST**Assembly Amendment (AA-AB368)**Received: **10/28/2003**Received By: **pkahler**Wanted: **Soon**

Identical to LRB:

For: **Tony Staskunas (608) 266-0620**By/Representing: **Adrienne Ramirez**This file may be shown to any legislator: **NO**Drafter: **pkahler**

May Contact:

Addl. Drafters:

Subject: **Dom. Rel. - miscellaneous**

Extra Copies:

Submit via email: **YES**Requester's email: **Rep.Staskunas@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Allow court to order attendance at separate classes in cases of undue hardship or health or safety

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
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Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

FE Sent For:

<END>

10/28/2003 04:09:12 PM

Page 1

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pkahler

1/10/30 jld

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Proofed

Submitted

Jacketed

Required

FE Sent For:

10303 <END>

Kahler, Pam

From: Ramirez, Adrienne
Sent: Tuesday, October 28, 2003 4:17 PM
To: Kahler, Pam
Subject: RE: Amendment Drafting Request

Could you please add it.
Thanks,

Adrienne

-----Original Message-----

From: Kahler, Pam
Sent: Tuesday, October 28, 2003 4:06 PM
To: Ramirez, Adrienne
Subject: RE: Amendment Drafting Request

Adrienne:

For the first amendment, do you want this to replace what is in the bill now related to this issue or do you want this to be added to what is already in? Thanks.

Pam

-----Original Message-----

From: Ramirez, Adrienne
Sent: Tuesday, October 28, 2003 3:33 PM
To: Kahler, Pam
Subject: Amendment Drafting Request

Pam-

1905

I am contacting you on behalf of Rep. Staskunas regarding amendments to Assembly Bill 368. He would like you to draft two amendments to the bill. The first amendment should allow the court to order the parties of a divorce to attend separate sessions of the education program in cases of undue hardship or if the health or safety of one the parties. The second amendment should exempt paternity cases from the requirement to attend the parent education classes prior to completing adjudication of their case.

Thank you for your assistance. Please feel free to contact me if you have any questions.

Adrienne
Office of Rep. Staskunas
6-0620

Kahler, Pam

From: Kahler, Pam
Sent: Tuesday, October 28, 2003 5:04 PM
To: Ramirez, Adrienne
Subject: RE: Amendment Drafting Request

Adrienne:

I can add the language right in s. 767.115 (1) (bm) and not distinguish between undue hardship and endangering health or safety, if you wish. I would have the new language apply only to cases of endangerment only if you feel it is important to distinguish between the two situations. I assume a judge would not order attendance at separate programs if the parties couldn't afford it.

-----Original Message-----

From: Ramirez, Adrienne
Sent: Tuesday, October 28, 2003 4:25 PM
To: Kahler, Pam
Subject: RE: Amendment Drafting Request

I'll check with Rep. Staskunas. I don't see how separate classes would address economic hardship.

-----Original Message-----

From: Kahler, Pam
Sent: Tuesday, October 28, 2003 4:22 PM
To: Ramirez, Adrienne
Subject: RE: Amendment Drafting Request

I think abuse is covered by the endanger health or safety. I always thought hardship meant no money to pay for the classes.

-----Original Message-----

From: Ramirez, Adrienne
Sent: Tuesday, October 28, 2003 4:18 PM
To: Kahler, Pam
Subject: RE: Amendment Drafting Request

We are talking hardship on account of possible domestic abuse, not work schedules. Please feel free to use more appropriate wording.

-----Original Message-----

From: Kahler, Pam
Sent: Tuesday, October 28, 2003 4:12 PM
To: Ramirez, Adrienne
Subject: RE: Amendment Drafting Request

Also, are you sure you want the court to order attendance at separate classes in cases of undue hardship? What is the basis for the undue hardship that would make it reasonable to order separate classes? Are we talking about hardship on account of different work schedules or distance to travel?

-----Original Message-----

From: Ramirez, Adrienne
Sent: Tuesday, October 28, 2003 3:33 PM
To: Kahler, Pam
Subject: Amendment Drafting Request

Pam-

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their case.

Thank you for your assistance. Please feel free to contact me if you have any questions.

Adrienne
Office of Rep. Staskunas
6-0620



State of Wisconsin
2003 - 2004 LEGISLATURE

LRBa1573/1

PJK:.....

Jld

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

ASSEMBLY AMENDMENT ,

TO 2003 ASSEMBLY BILL 368

SOON
(w/0430)

1 At the locations indicated, amend the bill as follows:

2 1. Page 3, line 21: delete the material beginning with that line and ending with

3 page 4, line 2, and substitute:

4 "767.115 (1) (bm) If the court or circuit court commissioner finds that attending

5 a program under par. (a) would cause undue hardship or endanger the health or

6 safety of one of the parties, the court or circuit court commissioner may, in his or her

7 discretion, waive the requirement to attend a program under par. (a) or require the

8 parties to attend separate programs. → sessions or separate

9 SECTION 8m. 767.115 (1) (c) of the statutes is created to read:

767.115 (1) (c) In making a determination under par. (bm) of whether attending a program under par. (a) would endanger the health or safety of one of the parties, the court or court commissioner shall consider the following:”.

(END)